

04/03/2008 17:00 IFAX astoll@nyc rr com

+ Nikki Sherrod 001/002

Fax: Apr 3 2008 05:08pm P001/002

04/03/2008 16:11 FAX

002/018

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

<b>USDS SDNY</b> <b>DOCUMENT</b> <b>ELECTRONICALLY FILED</b> DOC #: DATE FILED: 4/7/08	<i>Handwritten:</i> K. T. R., J
--	------------------------------------

TROY SHORTER,

Plaintiff,

STIPULATION AND ORDER  
TO ADD DEFENDANT

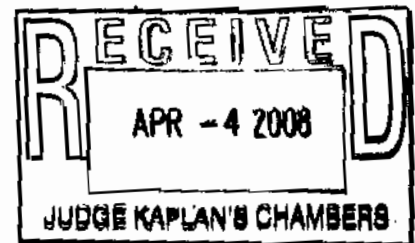
-against-

DOCKET # 07 CV 2301 (AFC)

THE CITY OF NEW YORK, POLICE COMMISSIONER  
 RAYMOND W. KELLY, DEPUTY INSPECTOR  
 WILLIAM AUBRY, INSPECTOR BOYCE, CAPTAIN  
 SPRAGUE, LIEUTENANT DELEON, LIEUTENANT  
 MALONEY, SERGEANT GLASSBERG, POLICE  
 OFFICER RODRIGUEZ, POLICE OFFICER BALBONI,  
 POLICE OFFICER APONTE, POLICE OFFICER  
 POWERS, POLICE OFFICER DEJESUS, KENNY  
 RIVERA, POLICE OFFICERS JOHN DOE #1-3,

HCF CASE

Defendants.



WHEREAS, plaintiff Troy Shorter filed a Complaint on or about June 5, 2007 alleging  
 misconduct by New York City Police Officers; and

WHEREAS, plaintiff Troy Shorter named the individual defendant officers in the  
 Complaint as "John Does"; and

WHEREAS, plaintiff Troy Shorter consented to a scheduling order with leave to amend  
 without consent of the court until November 12, 2007; and

WHEREAS, plaintiff Troy Shorter amended his complaint on November 9, 2007 to add  
 Inspector Boyce, Captain Sprague, Lieutenant Deleon, Lieutenant Maloney, Sergeant Glassberg,  
 Police Officer Rodriguez, Police Officer Balboni, Police Officer Aponte, Police Officer Powers,  
 Police Officer Dejesus, Kenny Rivera, and,

WHEREAS, plaintiff Troy Shorter still named unidentified individual "John Doe"

04/03/2008 17 00 IFAX astoll@nyc.rr.com

+ Nikki Sherrod 002/002

Fax: Apr 3 2008 05:08pm P002/002  
04/03/08

04/03/2008 16:11 FAX

officers; and,

WHEREAS, the Court compelled defendants to identify the remaining "John Doe" officers on March 19, 2008; and,

WHEREAS, defendants disclosed the names of Police Officer Matthew Reich, Police Officer Ivelisse Rodriguez, Detective Phillip Atkins, and Sergeant Peter Auerbach, on March 21; and,

WHEREAS, defendants consent to plaintiff amending his complaint to add Officers Reich, Rodriguez, Atkins and Auerbach;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as follows:

The plaintiff is granted leave to amend the First Amended Complaint and Jury Demand to include New York City Police Officers Police Officer Matthew Reich, Police Officer Ivelisse Rodriguez, Detective Phillip Atkins, and Sergeant Peter Auerbach as named defendants per the attached Second Amended Complaint.

Dated: New York, New York  
April 1, 2008

Attorneys for Plaintiff  
Stoll, Glickman & Bellina, LLP  
71 Nevins Street  
Brooklyn, New York 11217  
718.352.3710

By:

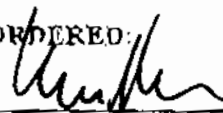
  
Associate, Cynthia Conti-Cook

Attorneys for Defendants  
New York City Law Dept.  
100 Church Street, Fl. 4  
New York, NY 10007  
VIA FACSIMILE 212-788-9776

By:

  
ACC, Karl Ashanti

SO ORDERED:

  
Honorable Judge Lewis Kaplan

4/7/08